

H.J.R. No. 104

HOUSE JOINT RESOLUTION

proposing a constitutional amendment relating to the establishment of a self-insurance pool for grain storage facilities and permitting the use of public funds as surety.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. Article III of the Texas Constitution is amended by adding Section 50-e to read as follows:

Sec. 50-e. (a) For the purposes of providing surety for the Texas grain warehouse self-insurance fund, the legislature by general law may establish or provide for a guarantee of the fund not to exceed \$5 million.

(b) At the beginning of the fiscal year after the fund reaches \$5 million, as certified by the comptroller of public accounts, the guarantee of the fund shall cease and this provision shall expire.

(c) Should the legislature enact any enabling laws in anticipation of this amendment, no such law shall be void by reason of its anticipating nature.

(d) If the provisions of this section conflict with any other provisions of this constitution, the provisions of this section shall prevail.

SECTION 2. This proposed amendment shall be submitted to the voters at an election to be held November 3, 1987. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment to provide for the surety of a grain warehouse fund to be established by the grain industry for the protection of farmers and depositors of grain in public warehouse facilities."

Passed by the House on May 19, 1987, by the following vote: Yeas 127, Nays 15, 1 present, not voting. Passed by the Senate on May 30, 1987, by the following vote: Yeas 22, Nays 8.

Filed with the Secretary of State, June 3, 1987.

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